

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

MAR 15 2013

JULIA C. DUBLEY, CLERK
BY: 
DEPUTY CLERK

CECIL DELEE ADDISON a/k/a
CEZIL DELEE ADDISON,

Plaintiff,

v.

VOLVO TRUCKS NORTH
AMERICA and IVAN MITCHELL,

Defendants.

Civil Action No.: 7:12-cv-314

ORDER

Hon. James C. Turk
Senior United States District Judge

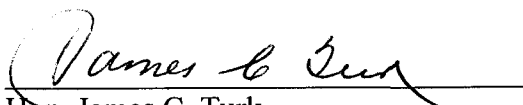
This matter is before the Court on Defendant Ivan Mitchell's Motion to Dismiss, ECF No. 6, and Addison's Motion to Deny Dismissal. ECF No. 11. It is hereby

ADJUDGED AND ORDERED

that the Motion to Dismiss (ECF No. 6) is **GRANTED** and Addison's claims against Mitchell are **DISMISSED WITH PREJUDICE**. The Motion to Deny Dismissal (ECF No. 11) is **DENIED**. Claims against Volvo Trucks are **DISMISSED WITHOUT PREJUDICE** because it was not served within the requirements of Rule 4. The action is stricken from the active docket of the Court.

The Clerk of Court is directed to send copies of this Order and accompanying Memorandum Opinion to counsel of record for Ivan Mitchell and to the *pro se* Plaintiff.

ENTER: This 15th day of March, 2013.


Hon. James C. Turk
Senior United States District Judge